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TO

Abolish Tests, and alter the Constitution of the Governing A.D. 1872
Body in Trinity College and the University of Dublin. —

WHEREAS it is expedient that the benefits of Trinity College and University of Dublin, and of the schools in the said University as places of religion and learning, should be rendered freely accessible to the nation :

5 And whereas by means of divers restrictions, tests, and disabilities many of Her Majesty's subjects are debarred from the full enjoyment of the same :

10 And whereas it is expedient that such restrictions, tests, and disabilities should be removed, under proper safeguards for the good government of the said college and university as a place of religion and learning, and that certain alterations be made in the constitution and government of the same in order to render the said government more speedily accessible to all duly qualified persons :

15 Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :

1. This Act may be cited as the University of Dublin Tests Act, Short title.
20 1872.

2. In the construction of this Act,—

Interpreta-
tion.

The word "office" includes professorship, assistant or deputy professorship, public readership, prelectorship, lectureship, assistant lectureship, provostship, fellowship, studentship, tutorship, scholarship, and exhibition, and also any office or emolument not in this section specified, the income of which is payable out of the revenues or income of the said university or college, or any of the schools therein, or which is held and enjoyed by any member of the same.

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A.D. 1872.
Abolition of
tests.

3. From and after the *passing of this Act* no person shall be required upon exercising, or to enable him to exercise, any of the rights and privileges which may heretofore have been or may hereafter be exercised by graduates in the said university, or upon taking or holding, or to enable him to take or hold, any office in 5 the said university or college as aforesaid, or upon teaching, or to enable him to teach within the said university or college, to subscribe to any article or formulæry of faith, or to make any declaration or take any oath respecting his religious belief or profession, or to conform to any form of public worship, or to do 10 any act in connexion with any form of public worship, or to belong to any specified church, sect, or denomination; nor shall any person be compelled in the said university or college to attend the public worship of any church, sect, or denomination to which he does not belong; and no person elected to a fellowship shall be 15 deprived of his office by reason that he is not or does not become ordained in holy orders.

Transfer of
powers of
provost and
senior
fellows of
Trinity
College to
Council of
the Uni-
versity.

4. On and after the *tenth day of October one thousand eight hundred and seventy-two* the powers, privileges, and functions now residing in, possessed, or exercised by the Board, consisting of the 20 Provost and seven senior Fellows of Trinity College, with respect to the election of professors, the management and regulation of lectures and examinations, the control of all studies in the said university or college, and the granting of all graces for degrees, shall be vested in and exercised by the body herein-after called the 25 Council of the said University and College.

Constitution
and election
of Council.

5. The said Council shall consist of the Provost, the seven senior Fellows of Trinity College, four junior Fellows of Trinity College to be elected by the junior Fellows of the said college, four professors of the said university or of the schools therein, not being fellows of 30 the said college, to be elected by the professors of the said university or of the schools therein, and four doctors or masters of the said university not being fellows of the said college or professors of the said university or of the schools therein, to be elected by the senate of the said university.

Mode of
voting.

At every such election for the Council, every member of the senate shall be entitled to a number of votes equal to the number of doctors or masters to be elected to the Council at such election, and may give all such votes to one doctor or master being a candidate, or may distribute them among the doctors or masters being candidates, as he thinks fit.

6. On and after the tenth day of October one thousand eight hundred and seventy-two all the powers and privileges which have been heretofore possessed and exercised by the Provost and Senior Fellows of Trinity College by virtue of charters, royal Statutes, and 5 Acts of Parliament, other than the powers and privileges hereinbefore conferred by this Act upon the Council of the University and College, and, so far as the same shall not be inconsistent with the provisions of this Act, shall in future be possessed and exercised by the body herein-after called the Hebdomadal Board of the said 10 University and College, and consisting of the Provost and senior fellows, and five junior fellows to be chosen from time to time by the body of junior fellows as herein-after provided: Provided that the five junior fellows so to be added to the said Hebdomadal Board shall be in addition to any junior fellows who may from time to time 15 be called up to fill the places of absent senior fellows, in pursuance of the provisions of the Statutes of the said college in that behalf.

7. The representative members of the said Council and Hebdomadal Board shall be elected on Wednesday the fourth day of October one thousand eight hundred and seventy-two, and shall hold 20 office for three years.

8. The Provost of Trinity College shall on or before Friday the first day of September one thousand eight hundred and seventy-two make and promulgate all such regulations as to voting for, elections, resignations, and return of members of the Council and Hebdomadal 25 Board as may be necessary for the election and assembling of the said bodies according to this Act, and for keeping the number of such bodies complete, and shall appoint the time and place at which they shall assemble; and if the Provost fails to comply with the provisions of this section, the Chancellor of the University shall 30 thereupon make such regulations in respect of the matters aforesaid as he may think fit.

9. Any casual vacancy occurring by death, resignation, or otherwise among the representative members of the Council or Hebdomadal Board shall be filled by the election of a qualified 35 person according to the directions of this Act, upon a day not later than twenty-one days, nor sooner than seven days after such occurrence to be fixed by the Provost of Trinity College and publicly notified by him, but if such vacancy shall occur during vacation the occurrence shall be deemed, for the purpose of such notice, to have taken place on the first day of the ensuing term, and the person so elected shall be subject to the same 40 rules and conditions as to tenure of office and in all other respects

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—
Exercize of
certain
powers, &c.
by Provost,
senior and
deputy
fellows.

Time of
election and
period of
holding
office.

Regulations
as to voting,
&c.

Filling up
casual
vacancies.

A.D. 1872. as the person to whose place he succeeded would have been subject to if no such vacancy had taken place.

Provisions for the case of an equality of votes.

10. In case of equality of votes for any two or more of such junior fellows, professors, or other members of the Council, or the members of the said Hebdomadal Board respectively, the Provost shall name from amongst those persons for whom the votes shall be equal as many as shall be requisite to complete the number of junior fellows, professors, or other members of the Council or Hebdomadal Board to be then chosen.

Power to make rules.

11. Subject to the provisions of this Act the said Council and 10 Hebdomadal Board shall have power from time to time to make rules for the regulation of their own proceedings respectively, and to revise and alter the regulations herein-before directed to be made, whether the same shall have been made by the Provost of Trinity College, or in case of his failing to do so, by the Chancellor. 15

Repeal of Act.

12. Upon the passing of this Act, the Act specified in the Schedule to this Act is hereby repealed to the extent in the third column of the said Schedule expressed.

S C H E D U L E.

Date of Act.	Title of Act.	Parties repealed.	20
33 Geo. 3. c. 21. of the Parliament of Ireland.	An Act for the Relief of His Majesty's Papist or Roman Catholic subjects of Ireland.	So much of section 7, as excepts from the operation of said section the College of the Holy and Undivided Trinity, near Dublin.	25

University Tests
(Dublin).

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B I L L

To abolish Tests, and alter the Constitution of the Governing Body in Trinity College and the University of Dublin.

(Referred and brought in by
Mr. Keeney, Mr. Thacker, Dr. Lyon
T. Power, and Michael Crichton.)

Ordered, by the House of Commons, to be Printed,
7 February 1872.

[Bill 9.]

Under 1 os.